

Recreational Marijuana in Powell Township



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What We Will Discuss

- Current laws in place regarding recreational marijuana production and distribution
- License types
- Laws and information applicable to municipal regulation
- Application process
- Security and safety
- Positives Vs. Negatives to opting in
- Questions

Current Laws and Regulations in Michigan

- **Adult-Use Possession and Cultivation Limits**
 - Adults who are 21 or older may:
 - possess, use, purchase, or give away (to other adults) up to 2.5 ounces of marijuana;
 - within a residence, grow up to 12 marijuana plants and/or possess up to 10 ounces of marijuana (provided that any amount greater than 2.5 ounces is stored under lock and key)
 - possess, manufacture, or purchase marijuana paraphernalia or accessories, or sell them to other adults.

Medical VS Adult Use

2008 - Michigan Medical Marijuana Act (MMMA)

2017 - Medical Marijuana Facilities Licensing Act (MMFLA)

2018 - Michigan Regulation and Taxation of Marihuana Act (MRTMA)

Legalized recreational use for adults 21+

2019 - Marijuana Regulatory Agency (MRA)

Created to oversee licensing for medical and adult use marijuana

Adult use licenses

Cultivator

Class A - 100 plants

Class B - 500 plants

Class C - 2000 plants

Excess grower - (Stacked class C licenses, limit of 5)

Processor: authorizes purchase of marijuana from a grower and sale of marijuana and marijuana-infused products to a retailer.

Secure transporter: authorizes storage and transportation of marijuana and money associated with the purchase or sale of marijuana between marijuana facilities.

Adult use licenses cont.

Retailer: can buy from licensed establishments and sell to adults 21+.

Microbusiness: - 150 plants.

- Processing of marijuana products.

- Retail sales to adults 21+ from a single location. Licensed microbusinesses cannot purchase from or sell marijuana to other licensed establishments.

Safety compliance facility (testing lab): Tests marijuana for pesticides, contaminants, and potency.

Adult use licenses cont.

Designated Consumption Establishment: allows adults 21+ to consume marijuana at the licensed location.

Marijuana Event Organizer: allows for a temporary marijuana event

Municipal Regulation

Municipal Guide [MRA Municipal Guide 705502 7.pdf \(michigan.gov\)](#)

-Municipality must create an ordinance in order to enforce specific regulations or limitations

-Municipal application and renewal fees
\$5,000 maximum

*Section 6 of the MRTMA



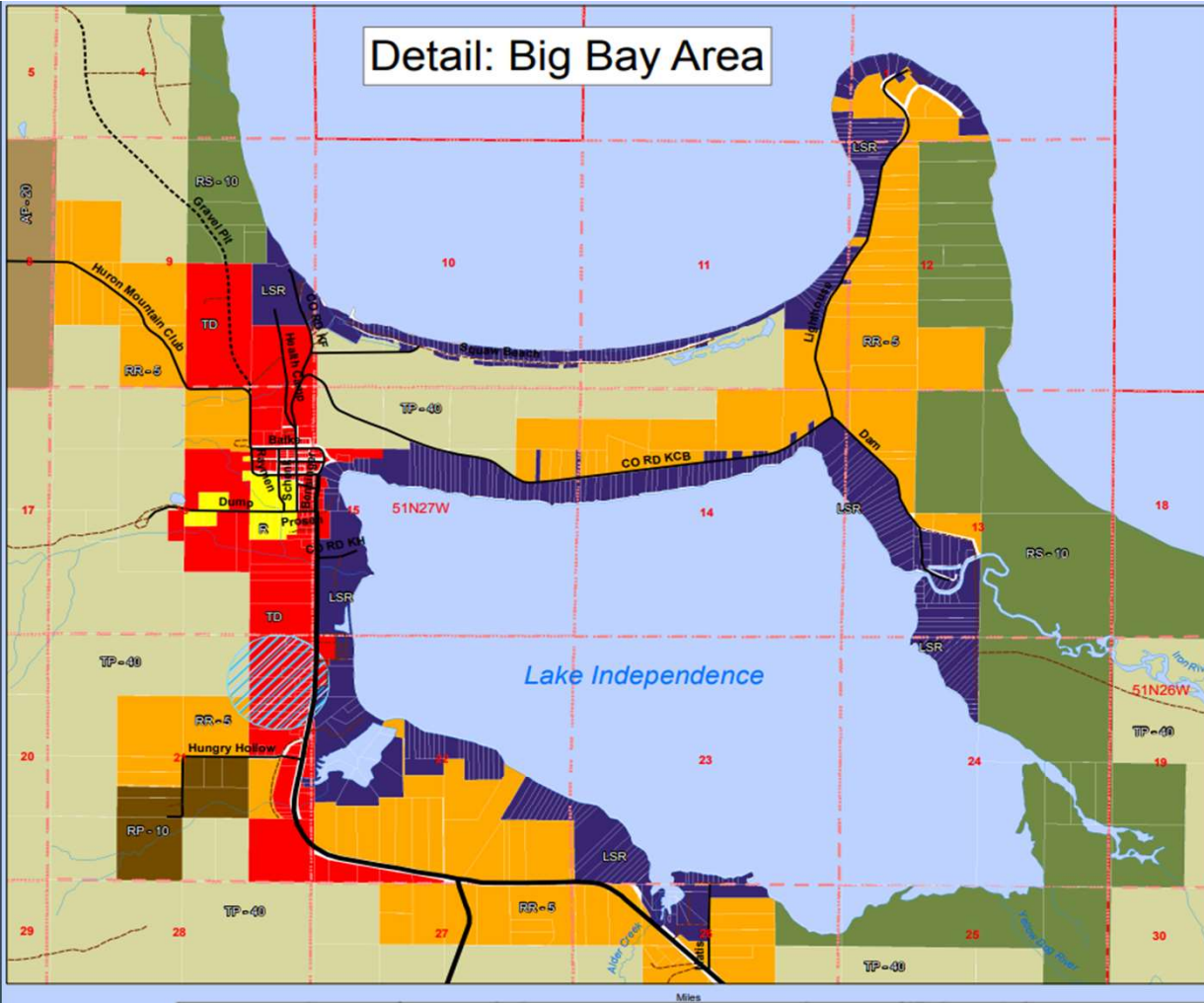
Municipal Regulation

- Zoning and spacing
- Limitation on the number and types of facilities allowed
- Application and annual renewal fee up to \$5,000
- Security
- Signage

Zoning restrictions

- MRTMA requires a minimum distance of 1,000 feet between schools and a marijuana facility.
- A municipality can reduce this distance via ordinance

Detail: Big Bay Area



Legend

The zoning map is subject to amendments over time and Zoning Districts may be revised. Rather than exclusively relying upon the information shown on this map the Powell Township office should be contacted at (906) 345-9945 for verification.

Agriculture Production - 20	Resource Production - 20	Residential	Town Development	Lake Shore River	High Risk Erosion Area Overlay
Resource Production - 10	Timber Production - 40	Rural Residential - 5	Recreational Structure - 10	Lake Shore River - 2	Wellhead Protection Overlay

Application Process

MRA adopted a two step application process

Step 1: Vetting the applicants

Step 2: Vetting the facility

Step 1: Prequalification

Involves background checks of applicant

Valid for 2 years

\$6,000 non refundable application fee

Step 2: Vetting the physical establishment

Submitted once facility is ready to pass inspection.

-Review of business specification, proof of financial responsibility, municipality information and general employee information

-Inspections conducted by MRA and Bureau of Fire Safety

-Confirmation of Section 6 compliance Part 1

Must be completed by municipal clerk and returned to applicant for submission

State Licensing Fees

Renewal fees are based on gross weight produced for growers and revenue for retailers.

Class A Marijuana Grower	\$4,000
Class B Marijuana Grower	\$8,000
Class C Marijuana Grower	\$40,000
Excess Marijuana Grower	\$40,000
Marijuana Microbusiness	\$8,000
Marijuana Processor	\$40,000
Marijuana Retailer	\$25,000
Marijuana Secure Transporter	\$25,000
Marijuana Safety Compliance Facility	\$25,000
Marijuana Event Organizer	\$1,000
Temporary Marijuana Event	See Rule 26 in the Marihuana Licenses Rule Set (R 420.26)

Security

- Surveillance cameras on all entrances as well as the interior and exterior of premises
- Robbery and burglary alarm systems
- Locking safe permanently affixed to premises and out of view (Rule 38)
- Emergency Rules: Rule 35 addresses security measures

https://www.michigan.gov/documents/lara/Adult_Use_Marihuana_Establishments_659804_7.pdf

Surveillance requirements

- Facilities are required by law to have video surveillance that can be remotely accessed from the internet
- Video footage must have an accurate time and date stamp
- Recorder must be contained within a protective case that cannot be tampered or accessed by unauthorized individuals
- Must cover entire interior, all entrances from the outside and inside as well as all approaches to the premises
- Must be capable of recording video in low light conditions (infra-red)
- Footage must be archived for a minimum of 30 days.

Testing

- Mandated by the state prior to sales
- Performed by Licensed “Safety compliance centers”
- What does testing accomplish?
 - Ensures safety of products
 - Monitors potency for dosage and labeling
- What type of tests are performed?
 - Mass Spectrometry
 - Analytical Chromatography
 - Nuclear Magnetic Resonance Spectroscopy
- What are these tests looking for?
 - Levels of potency of THC and CBD
 - Residual Pesticides
 - Mold and Mildew

UP Municipalities

- Sands Township

- Ordinance: <https://www.cannabisattorneysofmichigan.com/wp-content/uploads/2018/02/Sands-Commeical-Marihuana-Facilities-Ordinance-Approved-12.12.17-FINAL.pdf>
- Application: <http://www.sandstownship.org/wp-content/uploads/2018/05/MMFLA-Permit-Application-Form-2018-final.pdf>

- Negaunee Township

- Ordinance: https://www.negauneetownship.org/MMFLA-Recreational_PoliceOrdinance_FINAL%202019.pdf
- Zoning Ordinance: https://www.negauneetownship.org/ZO_REC%20Updates_FINAL.pdf
- Application: https://www.negauneetownship.org/ordinances/docs/MMFLA_APP_FINAL%20Dec%202017.pdf

- Humboldt Township

- Ordinance: <http://www.humboldt.town/s/2017-10-30-Medical-Marihuana-Ordinance-Approved.pdf>
- Application: <http://www.humboldt.town/s/Medical-Marihuana-Facility-Application.pdf>

- Republic Township

- Ordinance: <https://republicmichigan.com/wp-content/uploads/2020/02/Medical-Marihuana-Facilities-Ordinance-2018-38.pdf>
- Application: <https://republicmichigan.com/wp-content/uploads/2020/02/Medical-Marihuana-Facilities-Application-2018.pdf>

Other UP Opt-ins

Hematite

Crystal falls Twp

Mastadon

Torch Lake Twp

Portage Charter Twp

Common Concerns About Opting In

- Crime Rates
 - Canada became the second country in the world to legalize recreational cannabis use nationwide in October 2018. Since then there has been a decrease in incarceration rates.
 - If anything, legalization has resulted in reduced crime
 - Reduced black market sales – less money to gangs and drug dealers
- Diversion, theft, loss, or criminal activity? Rule 17, emergency rules
 - Strict seed-to-sale tracking system
 - Required to report to law enforcement within 24 hours.
 - A grow facility is better monitored than pharmaceutical production facilities.
- Smell
 - Activated Carbon Filtration
 - Bipolar Ionization
 - Causes odor particles to clump together making it easier to be captured in standard air filters
 - Produces Oxygen Ions which degrade particles causing odor
 - Sealed Grow Rooms

Positives to Opting in

-Jobs

-A typical 2,000 plant grow would have about 6 full time and up to a dozen part time employees.

-Taxes -Capital improvements to properties increase property value

-Higher property value means more tax revenue

-Revenue from Application and Renewal fees

-Reduced black market sales

-Less money going to illegitimate growers and drug dealers

We believe that recreational marijuana in powell township would be beneficial to our community and hope for your support.

Sources

Municipal Guide: https://www.michigan.gov/documents/mra/MRA_Municipal_Guide_705502_7.pdf

MRTMA: [Michigan Legislature - Initiated Law 1 of 2018](#)

MMFLA: [MEDICAL MARIHUANA FACILITIES LICENSING ACT \(MMFLA\) \(michiganmedicalmarijuana.com\)](#)

Emergency Rules: https://www.michigan.gov/documents/lara/Adult_Use_Marihuana_Establishments_659804_7.pdf

<https://marijuanaandthelaw.com/resources/legalization-history/>

<https://www.statista.com/statistics/560885/number-of-adults-in-federal-correctional-services-canada/>